	Application No.	Applicant(s)
Notice of Allowability	09/757,364 Examiner	CHAN ET AL. Art Unit
	John T. Haran	1733
The MAILING DATE of this communication ap All claims being allowable, PROSECUTION ON THE MERITS herewith (or previously mailed), a Notice of Allowance (PTOL- NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT of the Office or upon petition by the applicant. See 37 CFR 1.3	IS (OR REMAINS) CLOSED in 85) or other appropriate communication is selected.	th the correspondence address this application. If not included inication will be mailed in due course. THIS
1. This communication is responsive to the response filed	on 7/26/04.	
2. The allowed claim(s) is/are 1,3-16 and 21-26.		
3. $\boxtimes$ The drawings filed on <u>5/21/01</u> are accepted by the Example 1.	niner.	
<ul> <li>4. Acknowledgment is made of a claim for foreign priority a) All b) Some* c) None of the:</li> <li>1. Certified copies of the priority documents hat 2. Certified copies of the priority documents hat 3. Copies of the certified copies of the priority International Bureau (PCT Rule 17.2(a)).</li> <li>* Certified copies not received:</li> </ul>	ave been received. ave been received in Applicatio	n No
Applicant has THREE MONTHS FROM THE "MAILING DAT noted below. Failure to timely comply will result in ABANDO THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.	E" of this communication to file NMENT of this application.	a reply complying with the requirements
5. A SUBSTITUTE OATH OR DECLARATION must be sul INFORMAL PATENT APPLICATION (PTO-152) which g	bmitted. Note the attached EXA gives reason(s) why the oath or	MINER'S AMENDMENT or NOTICE OF declaration is deficient.
6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") m  (a) ☐ including changes required by the Notice of Draftsp  1) ☐ hereto or 2) ☐ to Paper No./Mail Date  (b) ☐ including changes required by the attached Examinary Paper No./Mail Date  Identifying indicia such as the application number (see 37 CFF each sheet. Replacement sheet(s) should be labeled as such in the property of the third paper No./Mail Date	erson's Patent Drawing Review  er's Amendment / Comment or R 1.84(c)) should be written on th n the header according to 37 CFI	in the Office action of e drawings in the front (not the back) of R 1.121(d).
<ol> <li>DEPOSIT OF and/or INFORMATION about the dejattached Examiner's comment regarding REQUIREMEN</li> </ol>	posit of BIOLOGICAL MATE IT FOR THE DEPOSIT OF BIO	RIAL must be submitted. Note the LOGICAL MATERIAL.
Attachment(s)  1. ☐ Notice of References Cited (PTO-892)  2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)  3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SE Paper No./Mail Date  4. ☐ Examiner's Comment Regarding Requirement for Deposi of Biological Material	6. ☐ Interview Su Paper No./N 3/08), 7. ☐ Examiner's A	ormal Patent Application (PTO-152) mmary (PTO-413), Mail Date Amendment/Comment Statement of Reasons for Allowance

## Terminal Disclaimer

The terminal disclaimer filed on 7/26/04 disclaiming the terminal portion of any patent granted on this application which would extend beyond the expiration date of U.S. Patent 6,518,096 has been reviewed and is accepted. The terminal disclaimer has been recorded.

## Allowable Subject Matter

- 2. Claims 1, 3-16, and 21-26 are allowed.
- 3. The following is an examiner's statement of reasons for allowance:

Regarding claim 1, as noted in Applicant's arguments filed on 3/22/04, the prior art of record fails to suggest all the claimed features.

Regarding claims 14 and 15, the prior art of record fails to suggest a fluxing agent comprising a beta phenylacrylic acid and/or a beta phenylhydroxyacrylic acid. Absent any art showing a fluxing agent comprising either types of acid, per se, the subject matter of claims 14 and 15 are considered allowable.

4. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

## Conclusion

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **John T. Haran** whose telephone number is **(571) 272-1217**. The examiner can normally be reached on M-Th (8 - 5) and alternate Fridays.

Art Unit: 1733

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Blaine Copenheaver can be reached on (571) 272-1156. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

John T. Haran Examiner Art Unit 1733